

## United States District Court

DISTRICT OF MASSACHUSETTS

UNITED STATES OF AMERICA

v.

## CRIMINAL COMPLAINT

ANGELO BRANDAO

SSN: 041-26-8062

DOB: 6/5/1974

CASE NUMBER: 02-

-M

03-100054-LPC

I, the undersigned complainant being duly sworn state the following is true and correct to the best of my knowledge and belief. On or after January 10, 2003 in Plymouth County, in the District of Massachusetts defendant, (Track Statutory Language of Offense)

Traveled in interstate commerce to avoid prosecution under the laws of the Commonwealth of Massachusetts, to wit, a violation of Massachusetts General Laws, Chapter 269, Section 10, for an offense committed on or about January 10, 2003, in the Commonwealth of Massachusetts.

in violation of Title 18, United States Code, Section(s) 1073.

I further state that I am a(n) Special Deputy United States Marshal, United States Marshal Service and that this complaint is based on the following facts:

Official Title

See Attached Affidavit

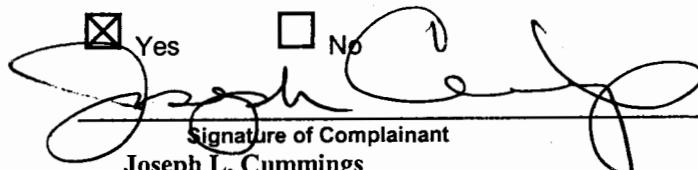
Continued on the attached sheet and made a part hereof:



Yes



No



Signature of Complainant

Joseph L. Cummings

Special Deputy United States Marshal

United States Marshal Service

Sworn to before me and subscribed in my presence,

Date

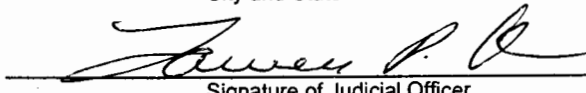
February 26, 2003

at

Boston, Massachusetts

City and State

HON. LAWRENCE P. COHEN, United States Magistrate Judge  
Name & Title of Judicial Officer



Signature of Judicial Officer

**AFFIDAVIT OF JOSEPH L. CUMMINGS**

I, Joseph L. Cummings, being duly sworn, do depose and say:

1. I am employed as a Detective with the Brockton Police Department and am currently assigned to the High Intensity Drug Trafficking Area (HIDTA) Fugitive Task Force. I have been employed by the Brockton Police Department since April 1, 1994. I also serve as a Special Deputy United States Marshal.

2. During the course of my employment with the Brockton Police Department, I have received extensive training regarding the location and apprehension of fugitives. I have personally participated in multiple fugitive investigations and have effected numerous arrests pursuant to those investigations.

3. I submit this Affidavit in support of the issuance of a Criminal Complaint and Arrest Warrant for an individual known as ANGELO BRANDAO for unlawful flight to avoid prosecution, in violation of Title 18, United States Code, Section 1073.

4. BRANDAO is known to be a black male, approximately six feet, two inches in height and approximately two hundred forty-five pounds in weight. He is believed to have been born on June 19, 1980 and to have been assigned the Social Security Account number 014-70-4795.

5. This Affidavit is based upon information about which I have received from other law enforcement personnel and documentary evidence which I have similarly obtained and reviewed. This Affidavit does not contain every detail known to me or to the government, but rather contains those facts that I believe are necessary and sufficient to support a finding of probable cause for the issuance of the Criminal Complaint and Arrest Warrant.

6. On December 6, 1999, BRANDAO was convicted in Plymouth County Superior Court in Brockton, Massachusetts for Armed Assault to Murder, which constitutes a felony under

Massachusetts General Laws, Chapter 265, Section 18(c). Both on and before January 10, 2003, BRANDAO remained on Probation for that conviction.

7. On January 10, 2003, BRANDAO was arrested by officers of the Brockton, Massachusetts Police Department for Carrying a Firearm without a License and other related violations of Massachusetts General Laws, Chapter 265, Section 10. BRANDAO was released on bail and subsequently failed to appear for arraignment on January 13, 2003.

8. On January 16, 2003, Plymouth County Superior Court Judge Charles Hely issued a Warrant for the Arrest of BRANDAO for a violation of his conditions of Probation.

9. On February 10, 2003, BRANDAO again failed to appear to answer for charges stemming from the January 10, 2003 arrest. Brockton District Court Judge David Nagle then issued a Default Warrant for the Arrest of BRANDAO for the January 10, 2003 offenses (*a copy of the warrant, retrieved from the Massachusetts Courts' Warrant Management System, is attached*).

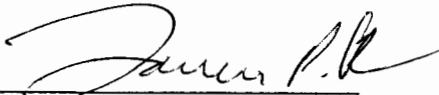
10. Members of state and local law enforcement have attempted to locate BRANDAO, without success, in the Commonwealth of Massachusetts. After a diligent investigation by local, state and federal law enforcement personnel, I believe that BRANDAO is no longer residing in Massachusetts and that he has taken flight to either Florida or Georgia in the southeastern United States.

11. Based on the foregoing information currently known to me and based on my training and experience, I believe there is probable cause to believe that ANGELO BRANDAO has fled from the Commonwealth of Massachusetts and that his flight was to avoid prosecution for a state felony, in violation of Title 18, United States Code, Section 1073.



Joseph L. Cummings  
Special Deputy United States Marshal  
Detective  
Brockton, Massachusetts Police Department

Sworn and subscribed before me this 26<sup>th</sup> day of February, 2003.



Hon. Lawrence P. Cohen  
United States Magistrate Judge  
District of Massachusetts

0018 000718 02/21/2003 1444 01001/00011  
 BROCKTON, MASSACHUSETTS 019303024

Commonwealth of Massachusetts - Criminal Justice Information System  
 Trial Court of Massachusetts - Warrant Management System

Pursuant to Massachusetts General Laws ch.276 s.23A this is a TRUE WARRANT on  
 the person named herein as contained in the Warrant Management System and  
 printed via Criminal Justice Information System.

this Warrant printed as of 1444 on 02/21/03

Defendant Information:

Name: BROCKTON, BROCKTON DOB: 01/14/1979  
 Address: 1001 WILSON AVE APT 2 Race: B Sex: M  
 City: BROCKTON MA 02301 Hair: BLK Eyes: BRO  
 Weight: 245 Height: 5'02"  
 Complexion: BLK Marks:  
 Date of Birth: 01/14/1979 Place of Birth: MA Date of Deportation: 00/00/0000  
 Patient: Mother:  
 Known to Law: Ref: 001 W0700000  
 PET NO: 00000107536

License No: Plate No:  
 License State: MA Cdn No: ID No:

Warrant Information:

Docket: 001000000000000000

Issue Date: 02/16/2003 Court of Issue: 15 - BROCKTON DISTRICT

Type: D - DEFAULT

110595

Date of Complaint: 01/13/2003

Offense Date: 01/10/2003 Offense Location: BROCKTON

\*\*\*\*\* Charges \*\*\*\*\*

Count	Offense Code	Description
1 F	269/10/J	FIREARM, CARRY WITHOUT LICENSE c269 s10
1 PH	269/10/S	FIREARM WITHOUT FID CARD, POSSESS c269 s10
1 PH	269/10/H	FIREARM SERIAL NO., DEFAUL c269 s11C
1 F	269/10/HA	FIREARM, POSSESS LARGE CAPACITY c269 s10 (P)

Court Information: FAILED TO APPEAR AFTER RECORDS

Assigned for Service To: BRO - BROCKTON PD (COMMUNI

Warrant printed by: BRO - BROCKTON PD - DETECTIVES

Officer Name: Fine Amount:  
 Judge's Name: HALL, DAVID S Bail Amount:

Return Date/Time: 02/03/2003 08:00 none set

Recall Date/Time: 02/03/2003 08:00

\* \* \* Return of Service on Page 2 \* \* \*